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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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09/120,452 07/23/98 YURT

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EXAMINER

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LE, A

ART UNIT

PAPER NUMBER

2734

DATE MAILED:

10/26/99

12

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

SEARCHED INDEXED  
SERIALIZED FILED

## Office Action Summary

Application No. 09/120,452	Applicant(s) Paul Yurt et al
Examiner Amanda T. Le	Group Art Unit 2734

Responsive to communication(s) filed on 8/6/99

This action is **FINAL**.

Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

A shortened statutory period for response to this action is set to expire 3 month(s), or thirty days, whichever is longer, from the mailing date of this communication. Failure to respond within the period for response will cause the application to become abandoned. (35 U.S.C. § 133). Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

### Disposition of Claims

Claim(s) 33-75 is/are pending in the application.

Of the above, claim(s) \_\_\_\_\_ is/are withdrawn from consideration.

Claim(s) \_\_\_\_\_ is/are allowed.

Claim(s) 33-75 is/are rejected.

Claim(s) \_\_\_\_\_ is/are objected to.

Claims \_\_\_\_\_ are subject to restriction or election requirement.

### Application Papers

See the attached Notice of Draftsperson's Patent Drawing Review, PTO-948.

The drawing(s) filed on \_\_\_\_\_ is/are objected to by the Examiner.

The proposed drawing correction, filed on \_\_\_\_\_ is  approved  disapproved.

The specification is objected to by the Examiner.

The oath or declaration is objected to by the Examiner.

### Priority under 35 U.S.C. § 119

Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).

All  Some\*  None of the CERTIFIED copies of the priority documents have been

received.

received in Application No. (Series Code/Serial Number) \_\_\_\_\_.

received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\*Certified copies not received: \_\_\_\_\_

Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

### Attachment(s)

Notice of References Cited, PTO-892

Information Disclosure Statement(s), PTO-1449, Paper No(s). 10

Interview Summary, PTO-413

Notice of Draftsperson's Patent Drawing Review, PTO-948

Notice of Informal Patent Application, PTO-152

--- SEE OFFICE ACTION ON THE FOLLOWING PAGES ---

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1. This Office Action is responsive to the amendment filed on 08/06/99 and it is made non-final.

Claims 33-75 are pending.

***Response to Arguments***

2. Applicant's arguments with respect to claims 33-37, 41-49 have been considered but are moot in view of the new ground(s) of rejection.

3. The indicated allowability of claims 38-40, 50-59 is withdrawn in view of the newly discovered reference(s) to DeBey. Rejections based on the newly cited reference(s) follow.

***Claim Rejections - 35 USC § 102***

4. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless --

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent.

5. Claims 33-75 are rejected under 35 U.S.C. 102(e) as being anticipated by DeBey.

Regarding claims 33, 38-40, 60, 65-57 DeBey's system for transmissions of programs to multiple users teaches the following claimed subject matters: "compressed data library" (fig. 1, elements 12, 14, 16, 18), "identification encoder" and "sequence encoder" (Fig. 1, elements 12, 20, col. 7, lines 55-61), "transceiver" (Fig. 2, modem 48, col. 7, lines 1-4), "storage device" (Fig. 2,

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memory 42, col. 6, lines 45-47), “user playback control” (Fig. 2, controller 52, col. 6, lines 65-67), “digital decompressor” (fig. 2, element 50, col. 6, lines 64-65), “playback device” (Fig. 2, element 44).

Regarding claims 34-36, 61-63, DeBey’s disclosure (col. 4, lines 22-27) and media compression system (Fig. 1, element 10) inherently teaches the claimed “source material library,” “converter” and “compressor.”

Regarding claims 37, 64, DeBey further discloses the claimed “formatting device” (col. 4, lines 52-66).

Regarding claims 41, 68, DeBey further discloses the claimed “transmitter” (Fig. 1, 2, element 24).

Regarding claims 42, 43, 69, DeBey further discloses the claimed “user request interface” (Fig. 2, element 54, col. 7, lines 1-4).

Regarding claim 44, 70, DeBey further teaches the claimed “receiver format converter” (col. 6, lines 50-62).

Regarding claim 45, 71, DeBey further inherently teaches the claimed “output converter” (col. 5, lines 35-43).

Regarding claims 46-49, 72-25, DeBey further teaches the claimed “storage device” (buffer memory 42, col. 11, lines 24-44).

Similar to claims 33-49 above, all the limitations of claims 50-59 are disclosed in the DeBey reference.

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*Conclusion*

**6. Any response to this action should be mailed to:**

Commissioner of Patents and Trademarks  
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**or faxed to:**

(703) 308-9051, (for formal communications intended for entry)

**Or:**

(703) 308-6743, (for informal or draft communications, please label  
"PROPOSED" or "DRAFT")

Hand-delivered responses should be brought to Crystal Park II, 2121 Crystal Drive, Arlington VA.,  
Sixth Floor (Receptionist).

Any inquiry concerning this communication or earlier communications from the examiner

should be directed to Amanda Le, whose telephone number is (703) 305-4769. The Examiner can  
normally be reached on Tuesday-Friday from 8:00 A.M. - 5:30 P.M. The examiner can also be  
reached on alternate Monday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor,  
Stephen Chin, can be reached on (703)305-4714.

Any inquiry of a general nature or relating to the status of this application should be directed  
to the Group receptionist whose telephone number is (703) 305-4900.

October 22, 1999

Amanda Le

*Amanda T. Le*  
Primary Patent Examiner